

Date: December 29, 2000

File No: 80541

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application

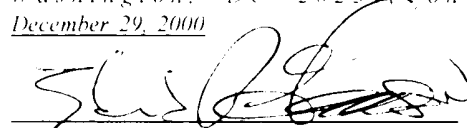
Applicant: JANSEN et al.

Serial No.: 09/673,779

Filed: April 19, 1999

For: **METHOD FOR THE RAPID  
DETERMINATION OF BACTERIA**

) I hereby certify that this correspondence is  
) being deposited with the United Postal  
) Service as first class mail in an envelope  
) addressed to: Box MISSING PARTS  
) Assistant Commissioner for Patents  
) Washington, D.C. 20231, on  
) December 29, 2000

)   
) Edward P. Gamson Reg. No. 29,381 Date 12/29/00

CORRESPONDENCE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated November 30, 2000, enclosed is a copy of the executed Declaration and Power of Attorney, Form PTO-1595, Surcharge (Check No. 065494 for \$130.00), Assignment, Assignment Recordal Fee (Check No. 065493 for \$40.00) for the above identified patent application. This is considered a complete response to the Notice of Missing Requirements Under 35 U.S.C. 371.

The Commissioner is hereby authorized to charge any additional fees which may be required to this application number under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 23-0920. Should no proper amount be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 23-0920.

Respectfully submitted,

**WELSH & KATZ, LTD.**Dated: December 29, 2000**Welsh & Katz, Ltd.**

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Telephone: (312) 655-1500

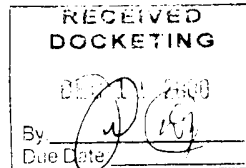
Edward P. Gamson  
Registration No. 29,381

U.S. APPLICATION NO	FIRST NAMED APPLICANT	ATTY DOCKET NO
09/673779	JANSEN	G 80541
WELSH KATZ 120 SOUTH RIVERSIDE PLAZA 22ND FLOOR CHICAGO, IL 60606		
INTERNATIONAL APPLICATION NO		
PCT/NL99/00223		
1A FILING DATE	PRIORITY DATE	
19 APR 99	20 APR 98	
DATE MAILED 10 NOV 2000		

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
- ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
  - ☐ a non-English language.
  - ☒ English.
- ☐ Translation of the international application into English.
- ☒ Oath or Declaration of inventors(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☒ Translation of Annexes to the International Preliminary Examination Report into English.
- ☒ Preliminary amendment(s) filed 19 OCT 00 and \_\_\_\_\_
- ☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed \_\_\_\_\_
- ☐ Verified Statement Claiming Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other:



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 WELSH & KATZ, LTD.

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
  - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
  - ☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***